

SENATE BILL 322

M4

11r0023

By: **Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Agriculture)**

Introduced and read first time: February 2, 2011

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: February 22, 2011

CHAPTER _____

1 AN ACT concerning

2 **State Board of Veterinary Medical Examiners – Registered Veterinary**
3 **Technician**

4 FOR the purpose of altering the definition of the term “practice of veterinary
5 medicine” to exclude certain procedures performed by a certain veterinary
6 technician under certain circumstances; and generally relating to the regulation
7 of the practice of veterinary medicine.

8 BY repealing and reenacting, without amendments,
9 Article – Agriculture
10 Section 2–301(f)
11 Annotated Code of Maryland
12 (2007 Replacement Volume and 2010 Supplement)

13 BY repealing
14 Article – Agriculture
15 Section 2–301(g)(10)
16 Annotated Code of Maryland
17 (2007 Replacement Volume and 2010 Supplement)

18 BY adding to
19 Article – Agriculture
20 Section 2–301(g)(10)
21 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (2007 Replacement Volume and 2010 Supplement)

2 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
3 MARYLAND, That the Laws of Maryland read as follows:

4 **Article – Agriculture**

5 2–301.

6 (f) “Practice of veterinary medicine” includes, but is not limited to, the
7 practice by any person who:

8 (1) Diagnoses, advises, prescribes, or administers a drug, medicine,
9 biological product, appliance, application, or treatment of any nature, for the
10 prevention, cure, or relief of a wound, fracture, bodily injury, or disease of an animal;

11 (2) Performs a surgical operation, including cosmetic surgery, upon
12 any animal;

13 (3) Performs dentistry on any animal;

14 (4) Performs any manual procedure upon an animal for the diagnosis
15 or treatment of sterility or infertility of the animal;

16 (5) Represents himself as engaged in the practice of veterinary
17 medicine;

18 (6) Offers, undertakes, or holds himself out as being able to diagnose,
19 treat, operate, vaccinate, or prescribe for any animal disease, pain, injury, deformity,
20 or physical condition; or

21 (7) Uses any words, letters, or titles in connection or under
22 circumstances as to induce the belief that the person using them is engaged in the
23 practice of veterinary medicine. This use is prima facie evidence of the intention to
24 represent himself as engaged in the practice of veterinary medicine.

25 (g) The term “practice of veterinary medicine” does not include or apply to:

26 [(10) Except as otherwise provided by regulations adopted by the Board,
27 a veterinary technician when performing the following procedures under the
28 responsible direct supervision of a veterinary practitioner:

29 (i) Anesthesia induction by inhalation or intravenous injection
30 if the veterinary practitioner is able to maintain direct visual contact of the veterinary
31 technician’s performance of the procedure;

32 (ii) Anesthesia induction by intramuscular injection;

- 1 (iii) Application of casts and splints;
- 2 (iv) Dental extractions; and
- 3 (v) Suturing of existing surgical skin incisions;]

4 **(10) A REGISTERED VETERINARY TECHNICIAN WHEN PERFORMING**
5 **A PROCEDURE UNDER THE RESPONSIBLE DIRECT SUPERVISION OF A**
6 **VETERINARY PRACTITIONER AS PROVIDED BY REGULATIONS ADOPTED BY THE**
7 **BOARD;**

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2011.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.